

Message Text

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44

ORIGIN EB-07

INFO OCT-01 ARA-06 ISO-00 CIAE-00 COME-00 DODE-00 DOTE-00

FMC-01 INR-07 NSAE-00 CG-00 OFA-01 DLOS-04 /027 R

DRAFTED BY EB/TT/MA:SVSMITH:BST

APPROVED BY EB/TT/MA:RKBANK

FMC: W'SMITH

ARA/LA/BC:RHECTMAN

MARAD:SPARDUE

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P 071659Z JAN 76

FM SECSTATE WASHDC

TO AMEMBASSY SANTIAGO PRIORITY

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E.O. 11652: N/A

TAGS: EWWT, CI

SUBJECT: DISCRIMINATORY SHIPPING PRACTICES

REF: A) SANTIAGO 8634 B) SANTIAGO 0018

1. DEPARTMENT NOTES FROM REFTELS THAT EMBASSY PLANS "TO PRESS FOR EARLY FINDING BY MINISTRY OF TRANSPORT THAT U.S. RECOGNIZES RECIPROCAL TREATMENT OF CHILEAN FLAG VESSELS-, AS AN ULTIMATE FORMAL STEP CONTEMPLATED UNDER DL 1297 WHICH "REITERATES EARLIER LEGISLATION THAT 50 PERCENT OF EXPORT CARGOES CAN BE CARRIED ON FLAG OF COUNTRY OF DESTINATION AS LONG AS COUNTRY OF DESTINATION RECOGNIZES AN EQUAL RIGHT FOR CHILEAN VESSELS".

2. DEPARTMENT WISHES TO CAUTION EMBASSY THAT EMBASSY SHOULD NOT BE DRAWN INTO EVEN TACIT AGREEMENT FOR ANY PARTICULAR CARGO-SHARING FORMULA BETWEEN CHILE AND THE UNITED STATES. USG POLICY REMAINS THAT COMMERCIAL
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CARGOES SHOULD BE AVAILABLE TO ALL CARRIERS IN A

PARTICULAR TRADE. THEREFORE, WE DO NOT WISH TO GIVE
GOVERNMENT OF CHILE IMPRESSION THAT WE ARE IN ANY WAY
APPROVING A DEFACTO AGREEMENT THAT 50 PERCENT OF EXPORT
CARGOES SHOULD BE CARRIED ON THE FLAG OF THE COUNTRY OF
DESTINATION. IF COMMERCIAL AND ECONOMIC REALITIES DICTATE
THAT 50 PERCENT OF CARGOES BE SO DISTRIBUTED, WE OULD
HAVE NO DIFFICULTY WITH THAT SITUATION AS LONG AS IT IS
NOT THE RESULT OF A FORMULA DECREED BY ONE OR BOTH
GOVERNMENTS. KISSINGER

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Message Attributes

Automatic Decaptioning: X
Capture Date: 01 JAN 1994
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: LAW, MARINE TRANSPORTATION, DISCRIMINATION
Control Number: n/a
Copy: SINGLE
Draft Date: 07 JAN 1976
Decaption Date: 01 JAN 1960
Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Authority: morefirh
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 28 MAY 2004
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1976STATE003349
Document Source: CORE
Document Unique ID: 00
Drafter: SVSMITH:BST
Enclosure: n/a
Executive Order: N/A
Errors: N/A
Film Number: D760005-0422
From: STATE
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1976/newtext/t19760179/aaaacsai.tel
Line Count: 70
Locator: TEXT ON-LINE, ON MICROFILM
Office: ORIGIN EB
Original Classification: LIMITED OFFICIAL USE
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 2
Previous Channel Indicators: n/a
Previous Classification: LIMITED OFFICIAL USE
Previous Handling Restrictions: n/a
Reference: 75 SANTIAGO 8634, 76 SANTIAGO 18
Review Action: RELEASED, APPROVED
Review Authority: morefirh
Review Comment: n/a
Review Content Flags:
Review Date: 13 JUL 2004
Review Event:
Review Exemptions: n/a
Review History: RELEASED <13 JUL 2004 by coburnhl>; APPROVED <13 JUL 2004 by morefirh>
Review Markings:

Margaret P. Grafeld
Declassified/Released
US Department of State
EO Systematic Review
04 MAY 2006

Review Media Identifier:
Review Referrals: n/a
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
Secure: OPEN
Status: NATIVE
Subject: DISCRIMINATORY SHIPPING PRACTICES
TAGS: EWWT, CI
To: SANTIAGO
Type: TE
Markings: Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 04 MAY 2006